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**CHAPTER 12: EVACUATION AND ADVERSE CONDITIONS TRAVEL**

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## CHAPTER 12

## EVACUATION AND ADVERSE CONDITIONS TRAVEL

## C12000 GENERAL

## 1. EMERGENCY EVACUATION

a. Legal Basis. Title 5 U.S. Code 5725 provides authority for transportation at Government expense for members of family and household goods when an official determination by proper authority (see subpar. b) is made that emergency evacuation movement is required. Title 5 U.S. Code 5522 provides additional authority relating to emergency evacuation movements of employees and payments in connection with emergency evacuation movements. Authority for emergency storage of privately owned motor vehicles is provided in par. C11007. The current series of Department of Defense Instruction 1400.11, adopts for the Department of Defense the governing provisions of Chapter 600 "Advance Payments and Evacuation Payments" prescribed in the Standardized Regulations (Government Civilians, Foreign Areas) by the Department of State and in the Civil Service Regulations, Federal Personnel Manual Supplement 990-1, Book III, Section 550.401. The Department of State regulations apply for evacuation in foreign countries, including the Trust Territory of the Pacific Islands. For Department of Defense, the Civil Service Regulations apply for evacuation within the 50 states, District of Columbia, the Commonwealth of Puerto Rico, the Canal Zone, and any territory or possession of the United States, but excluding the Trust Territory of the Pacific Islands.

b. Responsibility for Determination. The Commander in Chief or the Senior Commander, as applicable, having jurisdiction in an area where an emergency occurs, or higher authority, will determine the need for emergency evacuation and will issue such emergency evacuation order as is considered necessary.

## 2. ADVERSE CONDITIONS

a. Legal Basis. Title 5 U.S. Code 5725 provides authority for transportation at Government expense for members of family and household goods to an alternative location when, by proper command policy, members of family are not permitted to accompany an employee to a permanent duty station location because of adverse conditions.

b. Responsibility for Determination. An activity or area commander, in coordination with commanders of other service activities in an area and upon approval by the jurisdictional Headquarters Command, may establish a policy precluding members of family from accompanying an employee to an overseas permanent duty station and restricting the movement of household goods to such location because of dangerous or adverse living conditions.

## C12001 MOVEMENT

1. EMERGENCY EVACUATION. Employees and/or members of their family may be evacuated from one overseas duty station to another pending a determination as to their:

1. return to the duty station from which evacuated,
2. transfer or reassignment to another overseas duty station,
3. return directly to continental United States.

Members of family may be evacuated directly from an employee's overseas duty station to his place of actual residence in continental United States. Movement of members of family and household goods may be authorized later from the place designated at the time of evacuation to a duty station to which the employee is subsequently assigned or transferred. Travel order provisions, including allowances, will be in accordance with applicable emergency evacuation regulations. For emergency storage of privately owned motor vehicle in the event of evacuation, see par. C11007.

2. ADVERSE CONDITIONS. When members of family are not allowed to accompany an employee to an overseas permanent duty station to which he is assigned or transferred, transportation of members of family and household goods may be authorized to an alternate destination point designated by the employee concerned or by the members of family where it is impracticable to secure the employee's designation. The members of family and household goods may be moved later from the alternate point to the employee's duty station when the restriction is lifted or to an unrestricted duty station to which the employee is subsequently assigned or transferred.

Except as otherwise provided in this Volume, transportation of members of family or household goods to duty stations outside the United States will not be authorized under this subparagraph unless at least 1 year remains in the employee's

tour of duty at that station on the date of scheduled arrival of the members of family at the employee's duty station, or the employee agrees to serve 1 year after arrival of dependents in the overseas area.